

GEORGE M. CANNON WINNER IN ACTION

Oneida Irrigation District Suit Against Salt Lake Man Is Decided.

IN COURT FOUR YEARS Defendant Issues Statement as to His Side of the Controversy.

The case of the Oneida Irrigation district of Idaho against George M. Cannon of this city, which has been in the district and federal courts for four years, and finally came to trial before Judge Marshall in the federal court last month, was decided yesterday in favor of the defendant. The case had attracted much attention because of the amount involved and the number of persons affected and was twice presented in amended complaints by the plaintiff before trial. The officers of the irrigation district sued Cannon to recover \$23,370, alleged to have been unlawfully paid him as commission for the sale of \$233,370 worth of the bonds of the district. The action was brought originally in February, 1908, the plaintiff alleging that, under the laws of Idaho, the payment of commission was not allowed on the sale of the bonds of a public corporation and that they must not be sold for less than face or par value and accrued interest. To this complaint the defendant entered a demurrer and also took the same action in regard to the first amended complaint. The plaintiff then amended the complaint, alleging fraud, setting out that the payment of commissions to Mr. Cannon and other transactions in connection with the disposition of the bonds were carried on in secret by the former officials of the district and without the knowledge of the electors and shareholders.

Officers in Transaction.

A. W. Hart and George C. Parkinson, former president and treasurer, respectively, of the Oneida district, were the officers who entered into the contract with Mr. Cannon without the consent of the electors, and agreed to pay him a 10 per cent commission.

Speaking of the outcome and the history of the suit yesterday, Mr. Cannon said:

For four years the suit has been a source of vexation to me and I have twice entered demurrers to the complaints of the plaintiff. On the third complaint, on the second amended complaint, which came to trial last month after appearing on the records of the federal court for more than four years, the plaintiff was unable to produce witnesses to sustain their claims of fraudulent procedure on my part or those who made the contract with me.

Says Sale Was Approved.

In the fall of 1904 a mass meeting of the electors and shareholders of the district was held for the purpose of discussing the sale of the bonds. At that meeting the officers reported on their efforts to sell the bonds and stated that they had an opportunity to dispose of them through me, on a 10 per cent commission. Those at the meeting then unanimously in favor of making the contract with me, which was done in November, 1904, under the seal of the district. The following September another meeting was called, at which the auditors reported the amount of bonds which had been sold and the commission paid me. At that time a second series of bonds was voted and the minutes of that meeting show that the directors authorized to enter into a second contract with me, "upon the same terms and at the same commission." Later, in the fall of 1905, the electors and shareholders of the district were notified by the officers that the second bond issue had been disposed of and the commission paid. This action was approved by unanimous vote. There was never at any time any attempt at secrecy in the transactions.

Porto Rico's New Wonder.

From far away Porto Rico come reports of a wonderful new discovery that is believed will benefit the people. Ramon T. Marchon of Barceloneta writes, "Dr. King's New Discovery is doing splendid work here. It cured me about five times of terrible coughs and colds, also my brother of a severe cold in his chest and more than twenty others, who used it on my advice. We hope this great medicine will yet be sold in every drug store in Porto Rico." For throat and lung troubles it has no equal. A trial will convince you of its merit. 50c and \$1.00. Bottles free. Guaranteed by Schramm Johnson, Drugs, 5 Stores.

Lecture on "The Old Overland Trail," "Salt Lake City" and "Yellowstone Park."

Salt Lake theater, evening of May 14, by J. W. Erwin, international descriptive lecturer, illustrating with over 3000 feet of moving picture films and 175 stereoscopic slides. Admission free.

Republican Convention

At Provo, May 15th, 1912. The Convention Special will leave D. R. G. depot at 8:30 a. m., arriving at Provo 9:40 a. m. Returning, leave Provo 3:45 a. m. after close of convention. Fare \$1.90 round trip. Tickets good going on any train May 14th and 15th, returning until 17th. Six fast trains each way. Three solid vestibuled Pullman trains Salt Lake to Provo without stop.

New Corporations

Filed with the secretary of state: The Dinwiddie Construction company of Oregon filed a copy of its articles naming S. P. Whitaker of Weber county as its duly authorized agent. Cache County Land Owners Protective association, no capital stock, formed to promote unity and the mutual interests of land owners; Thomas Smart, F. W. Price, C. Z. Harris, Peter Peterson, Earl Robinson, William Kildan, A. G. Mielson, Joseph White and Henry Brady, directors.

Filed with the county clerk: Weston-Stevenson company of Salt Lake; capital stock, \$10,000; shares, 11 each; Charles V. Weston, president and treasurer; David L. Stevenson, vice president; R. V. Dixon, secretary; T. N. McCandless and W. H. Brunel, additional directors.

Thieves Can Now Smoke. Three thousand cigars of various brands were stolen Sunday night from the George Driver store at Sandy. The police were apprised of the burglary yesterday. Nothing but cigars were taken.

Roots Barks Herbs

That have great medicinal power, are raised to their highest efficiency, for purifying and enriching the blood, as they are combined in Hood's Sarsaparilla.

40,364 testimonials received by actual count in two years. Be sure to take Hood's Sarsaparilla.

Get it today in usual liquid form or in chocolate tablets called Sarsaparilla.

TWO MURDER CASES IN SUPREME COURT

Appeals in Dewey and Thorne Actions Argued by Counsel.

The state supreme court yesterday heard the arguments of counsel in appeals on two murder cases and one grand larceny charge. Attorneys for Elmer L. Dewey, convicted of the murder of Police Sergeant J. Henry Johnson, and of Harry Thorne, found guilty of the murder of George Fassell, addressed the court in behalf of their clients.

Attorney C. S. Price, representing Dewey, based his argument on alleged errors in the trial judge's instructions to the jury in which he confined them to "premeditation," and also implied that every killing is presumed to be murder until proven otherwise.

Attorneys M. E. Wilson and Bismarck Snyder represented Thorne before the tribunal. Introduction of the victim's mother on the witness stand for the alleged effect of influencing the jury's sympathies; restriction of peremptory challenges to eleven instead of fifteen, the statutory number and refusal of the lower court to permit counsel to question talesmen whether or not they would consider a recommendation of mercy formed the basis for the second appeal to the higher court.

The case of William Chynoweth, convicted of grand larceny for the theft of a cow, appealed from the Sixth judicial district, was also argued at yesterday's session of the court. A. B. Barnes, attorney general, represented the state in the three cases.

Mrs. M. Bishop, Columbus, Kansas, suffered from a weak back a good many years, as a result of kidney trouble. "I began taking Foley Kidney Pills and soon after the pain left my back and today I am fully cured." Schramm Johnson Co.

Sick headache results from a disordered condition of the stomach, and can be cured by the use of Chamberlain's Stomach and Liver Tablets. Try it. For sale by all dealers.

WEATHER FORECAST

WEATHER FORECAST FOR THE STATE OF UTAH—FAIR AND WARMER TUESDAY, WEDNESDAY FAIR.

Comparative weather data at Salt Lake City, May 13, 1912. Highest temperature today was 55 degrees; highest of last night was 53 degrees; lowest today was 34 degrees; lowest of last night was 30 degrees; mean temperature for today was 45 degrees; normal was 57 degrees; accumulated excess since the first of the month is 71 degrees; accumulated excess since January 1 is 84 degrees. Relative humidity at 4 p. m. today was 28 per cent; relative humidity at 6 p. m. today was 22 per cent. Total precipitation for the twenty-four hours ending at 4 p. m. was .00 inch; total for month to date is 1.17 inches; accumulated excess for this month to date is .27 of an inch. Total precipitation since January 1 to date is 3.00 inches; accumulated excess since January 1 is 1.45 inches. Sun rises 5:11 a. m.; sun sets 7:38 p. m.

WEATHER OBSERVATIONS.

Stations	Temp.	Wind	Bar.	Rel. Hum.	Precip.
SALT LAKE	54	SE	30.00	28	.00
Boise	58	72	30.01	44	.00
Chicago	54	24	30.01	23	.00
Denver	50	40	30.01	23	.00
Des Moines	55	44	30.01	23	.00
Dodge City	50	44	30.01	23	.00
El Paso	46	44	30.01	23	.00
Grand Junction	52	54	30.01	23	.00
Hayes	52	42	30.01	23	.00
Huron	54	44	30.01	23	.00
Indianapolis	54	36	30.01	23	.00
Kansas City	54	36	30.01	23	.00
Los Angeles	46	46	30.01	23	.00
Moorhead	52	54	30.01	23	.00
New Orleans	74	70	30.01	23	.00
Peoria	50	40	30.01	23	.00
Portland, Or.	58	55	30.01	23	.00
Rapid City	50	32	30.01	23	.00
San Diego	64	52	30.01	23	.00
St. Louis	62	46	30.01	23	.00
St. Paul	62	46	30.01	23	.00
Seattle	58	56	30.01	23	.00
Sheridan	52	32	30.01	23	.00
Spokane	56	56	30.01	23	.00
Tonopah	64	60	30.01	23	.00
Washington	54	70	30.01	23	.00
Willamette	60	56	30.01	23	.00
Yonkers	72	74	30.01	23	.00

Facts for Weak Women

Nine-tenths of all the sickness of women is due to some derangement or disease of the organs distinctly feminine. Such sickness can be cured—cured every day by

Dr. Pierce's Favorite Prescription It Makes Weak Women Strong, Sick Women Well.

It acts directly on the organs affected and is at the same time a general restorative tonic for the whole system. It cures female complaint right in the privacy of home. It makes unnecessary the disagreeable questioning, examinations and local treatment so universally insisted upon by doctors, and so abhorrent to every modest woman.

We shall not particularize here as to the symptoms of those peculiar infirmities incident to women, but those wanting full information as to their symptoms and means of positive cure are referred to the People's Common Sense Medical Adviser—1008 pages, newly revised and up-to-date edition, sent free on receipt of 31 one-cent stamps to cover cost of wrapping and mailing only, in French cloth binding. Address: Dr. R. V. Pierce, No. 663 Main Street, Buffalo, N. Y.

BOX ELDER COUNTY TRACT WITHDRAWN

Local Land Office Receives Formal Notice of Action of Department.

A total of 4492 acres of land in this state was withdrawn from entry and held as public water reserve by two executive orders of April 29, received at the local land office from the interior department yesterday. One order, affecting 4282 acres in Box Elder county, contains the following description: Township 7 north, range 5 west; section 9, lots 4 and 5; section 15, lots 1, 2 and 3; section 27, lots 1, 2, 3, 4 and 5; township 11 north, range 5 west; section 17, south half of south half; section 19, northwest quarter of northeast quarter; section 20, northeast quarter of northeast quarter; section 21, northeast quarter of northeast quarter; section 22, northeast quarter of northeast quarter; township 13 north, range 5 west; section 30, south half of south half; township 3 north, range 6 west; section 3, northeast quarter of northeast quarter and southwest quarter of northeast quarter; township 14 north, range 11 west; section 30, all township 12 north, range 2 west; section 10, northeast quarter; township 13 north, range 14 west; section 7, southeast quarter of southeast quarter; section 8, south half of south half; township 10 north, range 15 west; section 5, south half of southeast quarter; section 8, north half of northwest quarter; township 12 north, range 15 west; section 8, south half of southeast quarter and north half of southeast quarter; section 17, southwest quarter of southwest quarter; section 19, northeast quarter of northeast quarter; section 20, west half of northeast quarter; section 24, west half of northeast quarter; section 25, east half of southwest quarter; township 7 north, range 19 west; section 24, southwest quarter of northeast quarter; section 25, southwest quarter of northeast quarter; section 26, southwest quarter of northeast quarter; section 27, southwest quarter of northeast quarter; section 28, southwest quarter of northeast quarter; section 29, southwest quarter of northeast quarter; section 30, southwest quarter of northeast quarter; township 9 south, range 9 west; section 12, northwest quarter of northwest quarter; township 10 south, range 9 west; section 12, west half of southwest quarter; section 13, east half of southwest quarter; section 14, west half of southwest quarter; section 15, east half of southwest quarter; section 16, west half of southwest quarter; section 17, east half of southwest quarter; section 18, west half of southwest quarter; section 19, east half of southwest quarter; section 20, west half of southwest quarter; section 21, east half of southwest quarter; section 22, west half of southwest quarter; section 23, east half of southwest quarter; section 24, west half of southwest quarter; section 25, east half of southwest quarter; section 26, west half of southwest quarter; section 27, east half of southwest quarter; section 28, west half of southwest quarter; section 29, east half of southwest quarter; section 30, west half of southwest quarter; township 12 south, range 9 west; section 12, northwest quarter of northwest quarter; township 13 south, range 9 west; section 12, west half of southwest quarter; section 13, east half of southwest quarter; section 14, west half of southwest quarter; section 15, east half of southwest quarter; section 16, west half of southwest quarter; 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section 29, east half of southwest quarter; section 30, west half of southwest quarter; township 26 south, range 9 west; section 12, northwest quarter of northwest quarter; township 27 south, range 9 west; section 12, west half of southwest quarter; section 13, east half of southwest quarter; section 14, west half of southwest quarter; section 15, east half of southwest quarter; section 16, west half of southwest quarter; section 17, east half of southwest quarter; section 18, west half of southwest quarter; section 19, east half of southwest quarter; section 20, west half of southwest quarter; section 21, east half of southwest quarter; section 22, west half of southwest quarter; section 23, east half of southwest quarter; section 24, west half of southwest quarter; section 25, east half of southwest quarter; section 26, west half of southwest quarter; section 27, east half of southwest quarter; section 28, west half of southwest quarter; section 29, east half of southwest quarter; section 30, west half of southwest quarter; 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section 29, east half of southwest quarter; section 30, west half of southwest quarter; township 50 south, range 9 west; section 12, northwest quarter of northwest quarter; township 51 south, range 9 west; section 12, west half of southwest quarter; section 13, east half of southwest quarter; section 14, west half of southwest quarter; section 15, east half of southwest quarter; section 16, west half of southwest quarter; section 17, east half of southwest quarter; section 18, west half of southwest quarter; section 19, east half of southwest quarter; section 20, west half of southwest quarter; section 21, east half of southwest quarter; section 22, west half of southwest quarter; section 23, east half of southwest quarter; section 24, west half of southwest quarter; section 25, east half of southwest quarter; section 26, west half of southwest quarter; section 27, east half of southwest quarter; section 28, west half of southwest quarter; section 29, east half of southwest quarter; section 30, west half of southwest quarter; township 52 south, range 9 west; section 12, northwest quarter of northwest quarter; township 53 south, range 9 west; section 12, west half of southwest quarter; section 13, east half of southwest quarter; section 14, west half of southwest quarter; section 15, east half of southwest quarter; section 16, west half of southwest quarter; section 17, east half of southwest quarter; section 18, west half of southwest quarter; section 19, east half of southwest quarter; section 20, west half of southwest quarter; section 21, east half of southwest quarter; section 22, west half of southwest quarter; section 23, east half of southwest quarter; section 24, west half of southwest quarter; section 25, east half of southwest quarter; section 26, west half of southwest quarter; section 27, east half of southwest quarter; section 28, west half of southwest quarter; section 29, east half of southwest quarter; section 30, west half of southwest quarter; township 54 south, range 9 west; section 12, northwest quarter of northwest quarter; township 55 south, range 9 west; section 12, west half of southwest quarter; section 13, east half of southwest quarter; section 14, west half of southwest quarter; section 15, east half of southwest quarter; section 16, west half of southwest quarter; section 17, east half of southwest quarter; section 18, west half of southwest quarter; section 19, east half of southwest quarter; section 20, west half of southwest quarter; section 21, east half of southwest quarter; section 22, west half of southwest quarter; section 23, east half of southwest quarter; section 24, west half of southwest quarter; section 25, east half of southwest quarter; section 26, west half of southwest quarter; section 27, east half of southwest quarter; section 28, west half of southwest quarter; section 29, east half of southwest quarter; section 30, west half of southwest quarter; township 56 south, range 9 west; section 12, northwest quarter of northwest quarter; township 57 south, range 9 west; section 12, west half of southwest quarter; section 13, east half of southwest quarter; section 14, west half of southwest quarter; section 15, east half of southwest quarter; section 16, west half of southwest quarter; section 17, east half of southwest quarter; section 18, west half of southwest quarter; section 19, east half of southwest quarter; section 20, west half of southwest quarter; section 21, east half of southwest quarter; section 22, west half of southwest quarter; section 23, east half of southwest quarter; section 24, west half of southwest quarter; section 25, east half of southwest quarter; section 26, west half of southwest quarter; section 27, east half of southwest quarter; section 28, west half of southwest quarter; section 29, east half of southwest quarter; section 30, west half of southwest quarter; township 58 south, range 9 west; section 12, northwest quarter of northwest quarter; township 59 south, range 9 west; section 12, west half of southwest quarter; section 13, east half of southwest quarter; section 14, west half of southwest quarter; section 15, east half of southwest quarter; section 16, west half of southwest quarter; section 17, east half of southwest quarter; section 18, west half of southwest quarter; section 19, east half of southwest quarter; section 20, west half of southwest quarter; section 21, east half of southwest quarter; section 22, west half of southwest quarter; section 23, east half of southwest quarter; section 24, west half of southwest quarter; section 25, east half of southwest quarter; section 26, west half of southwest quarter; section 27, east half of southwest quarter; section 28, west half of southwest quarter; section 29, east half of southwest quarter; section 30, west half of southwest quarter; township 60 south, range 9 west; section 12, northwest quarter of northwest quarter; township 61 south, range 9 west; section 12, west half of southwest quarter; section 13, east half of southwest quarter; section 14, west half of southwest quarter; section 15, east half of southwest quarter; section 16, west half of southwest quarter; section 17, east half of southwest quarter; section 18, west half of southwest quarter; section 19, east half of southwest quarter; section 20, west half of southwest quarter; section 21, east half of southwest quarter; section 22, west half of southwest quarter; section 23, east half of southwest quarter; section 24, west half of southwest quarter; section 25, east half of southwest quarter; section 26, west half of southwest quarter; section 27, east half of southwest quarter; section 28, west half of southwest quarter; section 29, east half of southwest quarter; section 30, west half of southwest quarter; township 62 south, range 9 west; section 12, northwest quarter of northwest quarter; township 63 south, range 9 west; section 12, west half of southwest quarter; section 13, east half of southwest quarter; section 14, west half of southwest quarter; section 15, east half of southwest quarter; section 16, west half of southwest quarter; section 17, east half of southwest quarter; section 18, west half of southwest quarter; section 19, east half of southwest quarter; section 20, west half of southwest quarter; section 21, east half of southwest quarter; section 22, west half of southwest quarter; section 23, east half of southwest quarter; section